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DECLARATORY RESOLUTION NO. R. 72-97

A DECLARATORY RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as 2905 Reynolds Street, Fort Wayne, Indiana 46803 (Home Guard Industries, Inc.)

WHEREAS, Petitioner has duly filed its petition dated September 8, 1997 to have the following described property designated and declared an "Economic Revitalization Area" under Section 153.02 of the Municipal Code of the City of Fort Wayne, Indiana, of 1993, as amended, and I.C. 6-1.1-12.1, to wit:

Attached hereto as "Exhibit A" as if a part herein;

and

WHEREAS, said project will create 10 full-time, permanent jobs for a total new, annual payroll of \$174,000, with the average new annual job salary being \$17,400 and retain 68 full-time and two part-time, permanent jobs for a total current annual payroll of \$1,218,000, with the average current, annual job salary being \$17,400; and

WHEREAS, the total estimated project cost is \$135,000; and

WHEREAS, it appears the said petition should be processed to final determination in accordance with the provisions of said Division 6.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That, subject to the requirements of Section 6, below, the property hereinabove described is hereby designated and declared an "Economic Revitalization Area" under I.C. 6-1.1-12.1. Said designation shall begin upon the effective date of the Confirming Resolution referred to in Section 6 of this Resolution and shall terminate on December 31, 2005.

SECTION 2. That, upon adoption of the Resolution:

- (a) Said Resolution shall be filed with the Allen County Assessor;
- (b) Said Resolution shall be referred to the Committee on Finance requesting a recommendation from said committee concerning the advisability of designating the above area an "Economic Revitalization Area";
- (c) Common Council shall publish notice in accordance with I.C. 6-1.1-12.1-2.5 and I.C. 5-3-1 of the adoption and substance of this resolution and setting this designation as an "Economic Revitalization Area" for public hearing;
- (d) If this Resolution involves an area that has already been designated an allocation area under I.C. 36-7-14-39, then the Resolution shall be referred to the Fort Wayne Redevelopment Commission and said designation as an "Economic Revitalization Area" shall not be finally approved unless said Commission adopts a Resolution approving the petition.

1	SECTION 3. That, said designation of the hereinabove described property as an "Economic Revitalization Area" shall apply to a deduction of the assessed value of personal
2	property for new manufacturing equipment.
3	SECTION 4. That, the estimate of the number of individuals that will be employed or whose employment will be retained and the estimate of the annual salaries of those
4	individuals and the estimate of the value of new manufacturing equipment, all contained in Petitioner's Statement of Benefits, are reasonable and are benefits that can be reasonably
5	expected to result from the proposed described installation of new manufacturing equipment.
6	SECTION 5. That, the current year approximate tax rates for taxing units within the City would be:
7	(a) If the proposed new manufacturing equipment is not installed, the approximate current year tax rates for this site would be \$9.2453/\$100.
8	(b) If the proposed new manufacturing equipment is installed and no deduction is granted, the approximate current year tax rate for the site would be
9	\$9.2453/\$100 (the change would be negligible).
10	(c) If the proposed new manufacturing equipment is installed and a deduction percentage of eighty percent (80%) is assumed, the approximate current year tax rate for the site would be \$9.2453/\$100 (the change would be negligible).
11	SECTION 6. That, this Resolution shall be subject to being confirmed, modified
12	and confirmed, or rescinded after public hearing and receipt by Common Council of the above described recommendations and resolution, if applicable.
13	SECTION 7. That, pursuant to I.C. 6-1.1-12.1, it is hereby determined that the
14	deduction from the assessed value of the new manufacturing equipment shall be for a period of five years.
15	SECTION 8. That, the benefits described in the Petitioner's Statement of Benefits
16	can be reasonably expected to result from the project and are sufficient to justify the applicable deductions.
17	SECTION 9. That, the taxpayer is non-delinquent on any and all property tax due
18	to jurisdictions within Allen County, Indiana.
19	SECTION 10. That, pursuant to I.C. 6-1.1-12.1-12 et al, any property owner that has received a deduction under section 3 or 4.5 of said chapter may be required to repay the
20	deduction amount as determined by the county auditor in accordance with section 12 of said chapter if the property owner ceases operations at the facility for which the deduction was
21	granted and if the Common Council finds that the property owner obtained the deduction by intentionally providing false information concerning the property owner's plans to continue
22	operation at the facility.
23	SECTION 11. That, this Resolution shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.
24	2000
25	Member of Council
26	APPROVED AS TO FORM AND LEGALITY
27	J. Timothy McCaulay, City Attorney
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described property as an sessed value of personal als that will be employed annual salaries of those uipment, all contained in that can be reasonably anufacturing equipment. tes for taxing units within stalled, the approximate lled and no deduction is for the site would be stalled and a deduction pproximate current year would be negligible). eing confirmed, modified Common Council of the eby determined that the nent shall be for a period

AB K. TAZIAN, P.E. & L.G. C. SAUER, L.S. .. FAUST, L.S.



CERTIFICATE OF SURVEY

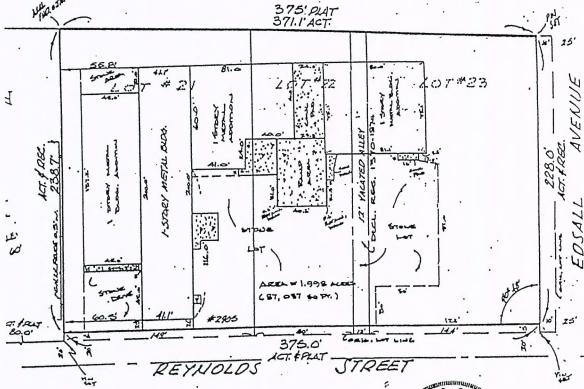
ocument is a record of a resurvey of land and real estate prepared in conformity with established rules of surveying and made in accordance to records or plat on file in the Recorder's office of Allen _______County, State of Indiana. The land described exists dimensions as shown hereon in feet, it is free from encroachments by adjoining land owners unless specifically stated below. Corners were used as indicated.

RIPTION OF REAL ESTATE.

Lots #21, #22, and #23, together with the vacated alley lying between said lots #22 and 23, said alley having been vacated by Declaratory Resolution #1370-1974, all being in Hageman's Subdivision of Lot #23 in Bird's Partition in the City of Fort Wayne, Allen County, Indiana; Excepting therefrom the entire South 5 feet thereof as dedicated for Reynolds Street right-of-way and further excepting therefrom the East 10 feet of said Lot #23 as dedicated for Edsail Avenue right-of-way, containing, after said exceptions, 1.998 acres (87,037 square feet) of land, subject to all easements of record.

This property is in Zone C according to Flood Insurance Rate Map 180003 0010 B, effective April 3, 1985.

WABASH RAILROAD (10098)



LL CORNERS LOCATED AND MARKED IMPROVEMENTS UPDATED.

raby certify on the 7th day of June 1988 that the above survey is correct.

veyed for Scherer

. C. Salu

No. S0364

STATE OF

NOIS ON INVENTION

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and duly adopted, read	e first time in full a I the second time by t	itle and referre	d to the Commit	tee on
and Public Hearing to Room 128, City-County	Building, Fort Wayne,	al notice, at th	e Common Counci	recommendation) 1 Conference
the o'clock M	day of	1	, 19, at	1)
	9-23-97	Sand	6.	Kennedy
DATED:		SANDRA E. KENNE	DY, CITY CLERK	
Read the	third time in full a	nd on motion by	delin	rech.
and duly adopted, plac by the following vote:	ed on its passage. P	ASSED	-LOST	
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SCHMIDT				a_ A
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DATED:	9-23-47	SANDRA E. KENNE		
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on the 23	il day of	Septem her	シ , 1	997
	/ATTEST:	SEAL	1 0)-
CANDON E VENNERY CITY	Genedy	PRESIDING OFFICE	Thomas .,	Meny
SANDRA E. KENNEDY, CITY	·			44-
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at the hour of	10:00 , 0'	clock A.	<u>,</u> y,e.s.y.	1 ,
		SANDRA E. KENNEI	-	energy
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M	E.S.T.	V		
		1-1171		
	*	PAUL HELMKE, MAY	ror	····

FORM SB - 1

STATEMENT OF BENEFITS

State Form 27167 (R5 / 11-95) Form SB - 1 is prescribed by the State Board of Tax Commissioners, 1989

INSTRUCTIONS:

Signature of authorized representative

- 1. This statement must be submitted to the body designating the economic revitilization area prior to the public hearing if the designating body requires in mation from the applicant in making its decision about whether to designate an Economic Revitalization Area. Otherwise this statement must be submitted to the designating body BEFORE a person installs the new manufacturing equipment, or BEFORE the redevelopment or rehabilitation of real property which the person wishes to claim a deduction. "Projects" planned or committed to after July 1, 1987 and areas designated after July 1, 1987 require STATEMENT OF BENEFITS. (IC 6-1.1-12.1)
- 2. Approval of the designating body (City Council, Town Board, County Council, etc.) must be obtained prior to initiation of the redevelopment or rehabilitatic or prior to installation of the new manufacturing equipment, BEFORE a deduction may be approved.
- 3. To obtain a deduction, Form 322 ERA, Real Estate Improvements and / or Form 322 ERA / PP, New Machinery, must be filed with the county auditor. Virespect to real property, Form 322 ERA must be filed by the later of: (1) May 10; or (2) thirty (30) days after a notice of increase in real property assessment is received from the township assessor. Form 322 ERA / PP must be filed between March 1 and May 15 of the assessment year in which new manufactures. turing equipment becomes assessable, unless a filing extension has been obtained. A person who obtains a filing extension must file the form between March 1 and June 14 of that year.

SECTION 1	TAXPAYER INF	ORMATIC)N			
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HOME GUARD INDUSTA	LIES, INC					
dress of taxpayer (street and number, city, state a	and ZIP code)					
dress of taxpayer fell out and memory any,						
P.O. BOX 11761 FOR	WAYNE, IN	4686	0			
me of contact person	,				Telephone nun	
BRIAN BARBIERI					(219)4	26-3470
SECTION 2' LO	CATION AND DESCRIPTION	OF PRO	POSED PROJ	ECT		
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FORT WAYNE COMMON COUNT		10			R -	
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2905 REYMOLDS ST. FT	. WAYDE 46803		LLEN		F.W L	
scription of real property improvements and / or nee additional sheets if necessary)	ew manufacturing equipment					STIMATED
			5 15		Start Date	Completion [
ROBOTIC WELDING MACHI	NE		Real Estate	е		
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I hereby certify that the representations in this statement are true.

PRESIDENT

Date signed (month, day, year)

9-8-97

FOR USE OF THE DESIGNATING BODY

We have reviewed our prior actions relating to the designation of this economic revitalization area and find that the applicant meets the general standards adopted in the resolution previously approved by this body. Said resolution, passed under IC 6-1.1-12.1-2.5, provides for the following limitations as authorized under IC 6-1.1-12.1-2.
A. The designated area has been limited to a period of time not to exceed calendar years * (see below). The date this designation expires is calendar years * (see below).
B. The type of deduction that is allowed in the designated area is limited to: 1. Redevelopment or rehabilitation of real estate improvements; 2. Installation of new manufacturing equipment; 3. Residentially distressed areas
C. The amount of deduction applicable for new manufacturing equipment is limited to \$ 202,500 cost with an assessed value of \$± 67,500.
D. The amount of deduction applicable to redevelopment or rehabilitation is limited to \$ cost with an assessed value of \$ Subject to taxpayer's non-delinquent status on any and all property tax due to taxing jurisdictions within E. Other limitations or conditions (specify) Allen County, Indiana.
F. The deduction for new manufacturing equipment installed and first claimed eligible for deduction after July 1, 1991 is allowed for: 5 years 10 years The deduction period will be five (5) years unless the designating body has by resolution specified the ten (10) year period.
Also we have reviewed the information contained in the statement of benefits and find that the estimates and expectations are reasonable and have determined that the totality of benefits is sufficient to justify the deduction described above.
oproved: (signature and title of authorized member) Shewing (2/9) 427-/22/ 9-23-97
Bankal E. Kennedy Common Council
* If the designating body limits the time period during which an area is an economic revitilization area, it does not limit the length of time

* If the designating body limits the time period during which an area	a is an economic revitilization area, it does not limit the length of time
If the designating start and a number of vector	designated under IC 6-1 1-12 1-4 or 4.5 Namely: (see tables below)
a taxpayer is entitled to receive a deduction to a number of years	designated under IC 6-1.1-12.1-4 or 4.5 Namely: (see tables below)

NEW MANUFACTURING EQUIPMENT For Deductions Allowed Over A Period Of:						
Year of Deduction	Five (5) Year Percentage	Ten (10) Year Percentage				
1st	100%	100%				
2nd	95%	95%				
3rd	80%	90%				
4th	65%	85%				
` 5th	50%	80%				
6th		70%				
7th		55%				
8th		40%				
9th		30%				
10th		25%				

REDEVELOPMENT OR REHABILITATION OF REAL PROPERTY IMPROVEMENT							
	For Deductions Allow	ed Over A Period O					
Year of Deduction	Three (3) Year Deduction	Six (6) Year Deduction	Ten (10) Year Deduction				
1st	100%	100%	100%				
2nd	66%	85%	95%				
3rd	33%	66%	80%				
4th		50%	65%				
5th		34%	50%				
- 6th -		17%	40%				
7th			30%				
8th			20%				
9th			10%				
10th			5%				



FOR STAFF USE ONLY:		to sarytile far tig wie	
Declaratory Passed 19			FT Jobs Created
Confirmatory Passed19	_		PT Jobs Created
FT Jobs Currently		S	Avg. Annual Salary of all New Jobs
PT Jobs Currently			FT Jobs Retained
SAvg. Annual Salary Current			PT Jobs Retained
		S	Avg. Annual Salary of all Retained Jobs

ECONOMIC REVITALIZATION AREA APPLICATION CITY OF FORT WAYNE, INDIANA

APPLICATION IS FOR:	Real estate kev no.
(Check appropriate box[es] below) SEP 0 8 1997	
□ Real Estate Improvements DEPT OF ECON DEVL.	Total cost of improvements:
Personal Property (New Manufacturing Equipment)	Total cost of improvements. 135,000 =
TOTAL OF ABOV	E IMPROVEMENTS (35,000 :-
GENERAL INFORM	MATION
Taxpayer's name: Home Guard INDUSTRIES, INC. Address listed on tax bill: P.O. Box 11761 FORT	Telephone: (214) 426-3470
Address listed on tax bill: P.O. Box 11761 For7	WAYNE, IN 46860
Name of business to be designated, if applicable:	
Address of property to be designated: 2905 REHIOLDS St.	Ft. WayNE, IN
Address of property to be designated: 2905 REHIOLDS St. Contact person if other than above, Name: BRIND BARBIER	Telephone: (219)426-3470
Address: SAME AS ABOUE	
	esignation totally within the corporate limits of the
☐ Yes ☒ No Do you plan to request state or local assistance to find ☐ Yes ☒ No Will the proposed project have any adverse environm	
Describe: ROBOTIC WELDEL	
Describe the product or service to be produced or offered at the project	ct site: Steel Security Doors MFG.
	,

Me

In order to be considered an Economic Revitalization Area (ERA), the area must be within the corporate limits of the City of Fort Wayne and must have become undesirable for, or impossible of, normal development and occupancy because of a lack of development, cessation of growth, deterioration of improvements or character of occupancy, age, obsolescence, substandard buildings, or other factors which have impaired values or prevent a normal development of property or use of property. It also includes any area where a facility or a group of facilities that are technologically, economically, or energy obsolete are located and where the obsolescence may lead to a decline in employment and tax revenues.

	1 1 -		-	•	_	_		bove definition of an ERA?	
V25	, Compa	ANY IN	Loc	A-7ED	WITH	N A	N YEBAN	ENTERPRISE ZONE IN	OLDER
ARRA OF	C174.	11413	.Zs	An	AREA	OF	LITTLE	INVESTMENT CR	MFG
GROWTH	. 1								

REAL ESTATE ABATEMENT

Complete this section of the application only if requ	uesting a deduction from assessed value for real estate improvements.
Describe any structure(s) that is/are currently on the	property:
Describe the condition of the structure(s) listed above	ve:
Describe improvements to be made to property to be	e designated:
Projected construction start (month/year):	
Projected construction completion (month/year):	
Current land assessment: \$	Current improvements assessment: \$
Current real estate assessment: \$	Current property tax bill on site to be designated: \$
What is the anticipated first year tax savings attribut	table to this designation? \$
How will you use these tax savings?	· · · · · · · · · · · · · · · · · · ·

PERSONAL PROPERTY ABATEMENT

Complete this section of the application only if you are requesting a deduction from the assessed value of new manufacturing equipment.

List below the manufacturing equipment for which you are seeking an ERA designation. This equipment must be used
the direct production, manufacture, fabrication, assembly, extraction, mining, processing, refining, or finishing of oth tangible personal property at the site to be designated: LOBOTIC WELDING MACHINE
☐ Yes ☒ No Has the above equipment for which you are seeking a designation, ever before been used for any purpos in Indiana?
Equipment purchase date: Nov. 97 Equipment installation date: Nov. 197
Current personal property tax assessment: \$ 179,710 Annual personal property tax bill: \$ 16,615
What is the anticipated first year tax savings attributable to this designation? \$
How will you use these tax savings?
TRAINING

PUBLIC BENEFIT INFORMATION

EMPLOYMENT INFORMATION FOR FACILITY TO BE DESIGNATED

	NO. OF EMPLOYEES ¹	TOTAL ANNUAL PAYROLL ²	AVERAGE ANNUAL SALARY ³
CURRENT NUMBER FULL- TIME	68		
CURRENT NUMBER PART- TIME	2	1,218,000	i7,400
NUMBER RETAINED FULL- TIME	68		
NUMBER RETAINED PART- TIME	2	1,218,000	17,400
NUMBER ADDITIONAL FULL- TIME	10		٠.
NUMBER ADDITIONAL PART- TIME	0	174,000	17,400

Check the boxes below if the jobs to be create	ed will provide the listed benefit	rs:	
☑ Pension Plan	🗹 Major Medical Plan	☐ Disability Insurance	
☑ Tuition Reimbursement	🛮 Life Insurance	☐ Dental Insurance	
List any benefits not mentioned above:	PAID HOLIDAYS & VAC.	ATION, 401(&) PLAN	
When will you reach the levels of employment. Types of jobs to be created as a result of this	nt shown above? (Year and mor	nth) 7/98 \$ UNSKILLED LABOR	
2,1000 02,1000 00 00			

¹Sum of full- and part-time must match the figures given in Section 3 of "Statement of Benefits" Form SB-1 under "Current number," "Number retained," and "Number additional."

²It is to include your total annual payroll.

³ Total annual payroll divided by the total number of employees at site to be designated both full- and part-time).

REQUIRED ATTACHMENTS

The following must be attached to the application.

- Full legal description of property and a plat map identifying the property boundaries. (Property tax bill legal descriptions are not sufficient.) Should be marked as Exhibit A
- 2. Check for application fee made payable to the City of Fort Wayne.

ERA filing fee	\$1,000
ERA filing fee in an EDTA	\$ 100
Amendment to extend designation	\$ 300
Other amendments	\$ 500

3. Owner's Certificate (if applicant is not the owner of property to be designated). Should be marked as Exhibit B if applicable.

I, as the legal taxpayer and/or owner, hereby certify that all information and representations made on this application and its attached exhibits are true and complete and that neither an Improvement Location Permit nor a Structural Permit have been issued for construction of improvements, nor has any manufacturing equipment which is a part of this application been purchased and installed as of the date of filing of this application. I also certify that the taxpayer is not delinquent on any and all property tax due to taxing jurisdictions within Allen County, Indiana. I understand that any incorrect information on this application may result in a rescission of any tax abatements which I may receive.

I understand that I must file a correctly completed CF-1 (Compliance With Statement of Benefits Form) with BOTH the City of Fort Wayne Department of Economic Development, AND the County Auditor in each year in which I receive a deduction. Failure to file the CF-1 with either agency may result in a rescission of any tax abatement occurring as a result of this application.

Signature of Taxpayer/Owner

PRESIDENT

BRIAN BARBIERI

Typed Name and Title of Applicant

Admn.	Appr
-------	------

DIGEST SHEET

TITLE OF ORDINANCE: Declaratory Resolution

DEPARTMENT REQUESTING ORDINANCE: Department of Economic Development

SYNOPSIS OF ORDINANCE: Home Guard Industries, Inc. is requesting the designation of an Economic Revitalization Area for personal property improvements in the amount of \$135,000. In order to expand, Home Guard Industries, Inc. will purchase a robotic welding machine to modernize production.

EFFECT OF PASSAGE: Retention of 68 full-time and two part-time jobs. Tax savings will be used to offset training costs.

EFFECT OF NON-PASSAGE: Potential loss of 10 new jobs and tax revenue.

MONEY INVOLVED (DIRECT COSTS, EXPENDITURES, SAVINGS): No expenditures of public funds required.

ASSIGNED TO COMMITTEE (PRESIDENT): Don Schmidt



MEMORANDUM

To:

City Council

FROM:

Elissa McGauley, Economic Development Specialist

DATE:

September 17, 1997

RE:

Request for designation by Home Guard Industries, Inc.

as an ERA for personal property improvements

BACKGROUND

PROJECT ADDRESS:	2905 Reyn	olds Street	PROJE	ECT LOCATED WITHIN:	Not Applicable
PROJECT COST:		\$ 135,000	Coun	CILMANIC DISTRICT:	1
COMPANY PRODUCT OF	R SERVICE:	Manufactu	rer of S	Steel Security Doors	
PROJECT DESCRIPTION	Home Guard Industries will be adding new manufacturing equipment.		cturing equipment.		
CREATED				RETAINED	
JOBS CREATED (FULL-TIM	IE):		10	JOBS RETAINED (FULL-TIME):	68
JOBS CREATED (PART-TIM	ME):		0	JOBS RETAINED (PART-TIME):	2
TOTAL NEW PAYROLL:		\$ 17	74,000	TOTAL RETAINED PAYROLL:	\$ 1,218,000
AVERACE SALARY (NEV	٧٧)٠	© 1	17 400	AVEDACE SALADY (BETAINED):	\$ 17.400

COMMUNITY BENEFIT REVIEW

Yes ☐ No ☐ N/A ☒	Project will encourage vacant or under-utilized land appropriate for commercial or industrial use? Explain:
Yes ⊠ No □ N/A □	Real estate to be designated is consistent with land use policies of the City of Fort Wayne? Explain:
Yes □ No □ N/A ⊠	Project encourages the improvement or replacement of a deteriorated or obsolete structure? Explain:
Yes ⊠ No □ N/A □	Project encourages the improvement or replacement of obsolete manufacturing equipment? Explain: Home Guard Industries, Inc. will be investing in new manufacturing equipment which will replace obsolete machinery.
Yes □ No□ N/A ⊠	Project will result in significant conversion of solid waste or hazardous waste into energy or other useful products? Explain:

DEPARTMENT OF ECONOMIC DEVELOPMENT

Yes □ No □ N/A⊠	Project encourages preservation of an historically or architecturally significant structure? Explain:			
Yes ⊠ No □ N/A □	ERA designation induces employment opportunities for Fort Wayne area residents? Explain:			
Yes ⊠ No □ N/A □	Mean average wage of all full-time jobs to be created is at least 150% of current Federal minimum wage. Explain: The mean average wage of full-time jobs created is 163% of the current Federal minimum wage rate.			
Yes ⊠ No □ N/A □	Mean average wage of all full-time jobs to be retained is at least 150% of current Federal minimum wage. Explain: The mean average wage rate of full-time jobs retained is 163% of the current Federal minimum wage rate.			
Yes ⊠ No □ N/A □	Taxpayer is NOT delinquent on any or all property tax due to any taxing jurisdiction within Allen County. Explain:			
Policy				
Per the policy of the City of Fort Wayne, the following guidelines apply to this project:				
1. The period of de	eduction for personal property is 5 years.			

COMMENTS

The effect of passage is assistance to an existing company in the City of Fort Wayne. The effect of non passage is potential loss of existing jobs in the City of Fort Wayne.

Signed:

Economic Development Specialist

Reviewed:

Sr. Economic Development Specialist